

*The actions delineated below were taken in open session of the EPSB at the May 17, 2004 regular meeting. This information is provided in summary form; an official record of the meeting is available on tape in the permanent records of the EPSB, 100 Airport Road, 3rd Floor, Frankfort, KY 40601.*

**Education Professional Standards Board (EPSB)  
Summary Minutes of the Business Meeting  
EPSB Offices, 100 Airport Road, 3rd Floor  
Frankfort, Kentucky  
May 17, 2004**

**Members Present:**

Jim Applegate  
Doris Barlow  
Eugene Binion  
Dan Branham  
Wally Campbell  
Lydia Coffey  
Joy Gray  
Arthur Green  
Linda Livers  
Steve Schenck (for Gene Wilhoit)  
Wilson Stone  
Ellie Thompson  
Mark Wasicsko

**Members Absent:**

Kristin Gregory  
Penny Robinson  
Tom Stull  
Joe Welch

**Minutes**

**Call to Order**

Chair Lydia Coffey called the meeting to order at 9:00 AM EST.

**Amendment of Agenda**

*Motion made by Dr. Doris Barlow, seconded by Mr. Wilson Stone to amend the meeting agenda, adding a waiver from Dr. Mark Wasicsko, Dean, Eastern Kentucky University -- 16 KAR 5:040, Section 2 (b), Cooperating Teacher Eligibility Requirements, on behalf of Ms. Londa Tester.*

Vote: Unanimous

**Approval of Minutes**

*Motion made by Mr. Eugene Binion, seconded by Ms. Joy Gray, to approve the minutes of the March 15, 2004 EPSB meeting.*

Vote: Unanimous

**Open Speak**

No requests were made for Open Speak.

### **Report of the Executive Director and Staff**

Dr. Susan Leib introduced Ms. Mardi Montgomery, Deputy Secretary, Education Cabinet, who brought greetings and words of support for the work of the EPSB. Ms. Montgomery will be attending EPSB meetings as her schedule permits and working closely with the Executive Director and the board to further the goals of the board, Cabinet, General Assembly, and Governor.

Dr. Lars Bjork, University Council for Educational Administration Center for the Study of the School Superintendency, University of Kentucky, updated the board on the *Development of a New Curriculum for Educating the Next Generation of School Superintendents*. The EPSB and the Missouri Department of Education supported a conference, held March 5-6, 2004 in Louisville, of national preeminent faculty with expertise in superintendency and high performing superintendents. Dr. Lars presented the board with an Executive Summary of the conference findings, which included a two-phase project to develop a curriculum framework that will serve as a national model, and will be keeping the board apprised of progress.

Ms. Brenda Allen discussed with the board several options that are available for ensuring that a suspension, and/or other disciplinary action against a teacher's or administrator's certification will appear both in the certification database and on the face of the certificate. The board asked that further discussion of this issue be on the board's July 2004 retreat agenda.

Dr. Leib announced that EPSB staff had raised \$1,120 for the March of Dimes. Ms. Teresa McGraph coordinated the agency's efforts.

Dr. Marilyn Troupe presented Dr. Bill Brown, Lindsey Wilson College, with a Certificate of Appreciation for his work with the Board of Examiners and EPSB-appointed committees. Dr. Brown has accepted a position at Shorter College in Georgia.

The following items were distributed and reviewed by board members:

- House Concurrent Resolutions for six board members confirmed by the 2004 General Assembly
- Letter to Colleges of Education regarding their assisting with the EPSB's conference room décor
- Letter and articles from Dr. Sam Evans, Western Kentucky regarding "highly qualified" teachers
- Emergency Non-Certified Personnel Program Second Quarter (October 1 – December 31, 2003) Report

### **Report of the Chair**

Ms. Coffey presented Dr. Dan Branham with a plaque of appreciation for his service to the board. Dr. Branham will be retiring later this year.

### **Full Board Information Items**

### **Institute Requirements Pursuant to Committee Substitute to HB 152 Amending KRS 161.048, Option 7 Alternate Route to Certification**

A committee substitute to the EPSB's 2004 bill (House Bill 152) was filed by Senator David Williams, and a floor amendment added by Senator Katie Stein. Subsequently, the committee substitute was amended, adding Option 7 to the alternative routes to certification. Staff requested direction from the board on how to proceed with establishing the institutes as outlined in Option 7. Board members came to consensus on the following stipulations:

- Institutes will have to be accredited by the EPSB if the provider is not already accredited.
- Pursuant to KRS 161.028, Section 1b, colleges, universities, and school districts (including cooperatives) may offer institutes.
- Institutes may use the KyEducator.org modules as curricular resources.
- Providers should have the leeway to structure the institutes as they deem most appropriate for their clients, and flexibility should be emphasized.
- Candidates must pass the Praxis Principles of Learning and Teaching exam by the end of the institute experience.
- Providers should have the leeway to decide on the institute's cost to the candidate.
- Institutes will have to undergo the EPSB's established Program Review process prior to receiving EPSB approval.

Staff will draft institute guidelines for review and approval at the June meeting.

### **Concerns Regarding Indiana Wesleyan University and the Broader Issue of the EPSB's Approving Rank Programs**

Indiana Wesleyan University (IWU) representatives Dr. Mark Smith, Vice-President of Adult and Graduate Studies, Dr. James Freemyer, Director of Graduate Education, and Dr. Paul Weaver, Kentucky Director of Graduate Studies met with the board to discuss several issues with regard to IWU's program offering(s) in Louisville, Kentucky. After a lengthy discussion, the EPSB and IWU reached consensus on the following:

All students *currently enrolled* in IWU's Rank I program being offered *in Kentucky* may complete this program and, upon recommendation by IWU, will be awarded Rank I status by the EPSB.

The EPSB takes this action because students currently enrolled in IWU's Rank I program being offered *in Kentucky* were inappropriately advised by IWU that the Rank I program being offered *in Kentucky* was approved by the EPSB. ***IWU does not have and has never had EPSB approval to offer a Rank I program in Kentucky, nor has it ever sought this approval.*** Therefore, IWU has agreed to admit no new students to its Rank I program *in Kentucky*, effective April 13, 2004, until such time as it submits the Rank I program for EPSB review and receives EPSB approval. IWU also has agreed to provide the EPSB, by July 1, 2004, with a list of persons currently enrolled in the Rank I program being offered *in Kentucky* and the dates of their enrollment.

### **Full Board Action Items**

### **Recommended Procedure for Transcript Equivalency Analysis**

On March 15, 2004, the EPSB gave final approval for an amendment to 16 KAR 2:010 that provides for an experimental certification program to assist Kentucky school districts in ensuring that all teachers of core content are "highly qualified" (as defined by the No Child Left Behind Act of 2001). The amendment will permit the EPSB to add to a teacher's base certificate an endorsement or extension provided the teacher meets specific conditions.

A workgroup was convened to develop a procedure and cost standards for colleges/universities to follow when submitting a Request for Proposal to serve as the "clearinghouse" for all transcript reviews for Housse coursework in the content area. The board reviewed the recommended procedure and made amendments under #5. Appeals Process.

**2004-027**      *Motion made by Ms. Ellie Thompson, seconded by Ms. Gray, to approve Procedure for Transcript Equivalency Analysis, as amended.*

Vote: Unanimous

### **16 KAR 5:010, Standards for Accreditation of Educator Preparation Units and Approval of Programs, Final Approval**

**2004-028**      *Motion made by Dr. Branham, seconded by Mr. Binion, to approve 16 KAR 5:010, Standards for Accreditation of Educator Preparation Units and Approval of Program, Final Approval.*

Vote: Unanimous

### **Program Approvals**

#### **Alice Lloyd College - Earth Science, Grades 8-12 (Bachelor's Level)**

**2004-029**      *Motion made by Dr. Wasicsko, seconded by Ms. Gray, to approve the earth science, grades 8-12 (bachelor's level) educator preparation program at Alice Lloyd College.*

Vote: Yes - 10

Recuse - 1 (Dr. Wally Campbell)

#### **Bellarmino University - Chemistry, Grades 8-12 (Bachelor's Level) and Reading/Writing Endorsement, Grades P-12 (Master's Level)**

**2004-030**      *Motion made by Dr. Branham, seconded by Dr. Barlow, to approve the chemistry, grades 8-12 (bachelor's level) and reading/writing endorsement, grades P-12 (master's level) educator preparation programs at Bellarmine University.*

Vote: Unanimous

**Murray State University - Instructional Computer Technology Endorsement, Grades P-12 (Master's Level); School Media Librarian, Grades P-12 (Master's Level); and School Safety Endorsement, Grades P-12 (Master's Level)**

**2004-031**      *Motion made by Dr. Barlow, seconded by Mr. Binion, to approve the instructional computer technology endorsement, grades P-12 (master's level); school media librarian, grades P-12 (master's level); and school safety endorsement, grades P-12 (master's level) educator preparation programs at Murray State University.*

Vote: Unanimous

**Spalding University - Chemistry, Grades 8-12 (Master's Level); Earth Science, Grades 8-12 (Master's Level); Spanish, Grades P-12 (Master's Level); and Learning and Behavioral Disorders, Grades P-12 (Master's Level)**

**2004-032**      *Motion made by Mr. Binion, seconded by Ms. Linda Livers, to approve the chemistry, grades 8-12 (master's level); earth science, grades 8-12 (master's level); Spanish, grades P-12 (master's level); and learning and behavioral disorders, grades P-12 (master's level) educator preparation programs at Spalding University.*

Vote: Unanimous

**University of Kentucky - Dance, Grades P-12 (Bachelor's Level)**

**2004-033**      *Motion made by Mr. Binion, seconded by Dr. Branham, to approve the dance, grades P-12 (bachelor's level) educator preparation program at the University of Kentucky.*

Vote: Unanimous

**Waiver Requests**

**2004-034**      *Motion made by Mr. Arthur Green, seconded by Ms. Livers, to approve the teaching assignment waivers as recommended by the Division of Exceptional Children Services and the Division of Certification.*

Vote: Unanimous

**2004-035**      *Motion made by Mr. Green, seconded by Mr. Binion, to approve the request of Dr. James Cibulka, Dean, College of Education, University of Kentucky, on behalf of Ms. Tish Wilburn, to waive 16 KAR 5:040, Section 2 (b) and 16 KAR 2:040, Section 7, Cooperating Teacher Eligibility Requirements.*

Vote: Unanimous

**2004-036**      *Motion made by Dr. Barlow, seconded by Ms. Gray, to approve the request of Ms. Loraine Hill, to waive 16 KAR 8:020, Request for Extension to Complete Master's Degree, and extend Ms. Hill's certificate to December 31, 2004.*

Vote: Unanimous

**2004-037**      *Motion made by Mr. Binion, seconded by Ms. Livers, to approve the request of Ms. Sandra Slone, to waive 16 KAR 8:020, Request for Extension to Complete Master's Degree, and extend Ms. Slone's certificate to June 30, 2005.*

Vote: Yes - 10  
Recuse - 1 (Dr. Campbell)

**2004-038**      *Motion made by Dr. Branham, seconded by Ms. Livers, to approve the request of Dr. Mark Wasicsko, Dean, College of Education, Eastern Kentucky University, on behalf of Ms. Londa Tester, to waive 16 KAR 5:040, Section 2 (b) and 16 KAR 2:040, Section 7, Cooperating Teacher Eligibility Requirements.*

Vote: Yes - 10  
Recuse - 1 (Dr. Wasicsko)

**2004-039**      *Motion made by Dr. Wasicsko, seconded by Ms. Livers, to approve the following meeting dates for 2004-05:*

August 9, 2004  
September 20, 2004  
November 22, 2004  
January 24, 2005  
March 14, 2005  
May 16, 2005  
June 13, 2005  
July 10-12, 2005 (Retreat)

Vote: Unanimous

**2004-040**      *Motion made by Mr. Green, seconded by Mr. Binion, to approve revisions to the Expense Reimbursement Procedure.*

Vote: Unanimous

**2004-041**      *Motion made by Ms. Thompson, seconded by Mr. Binion, to accept the 2003-04 LEAD (Local Educator Assignment Data) Report.*

Vote: Unanimous

**DISCIPLINARY MATTERS:  
MINUTES OF CASE REVIEW  
May 17, 2004**

*Motion made by Ms. Gray, seconded by Ms. Livers to go into closed session for the purpose of discussing proposed or pending litigation in accordance with KRS 61.701(c)&(j).*

Vote: Unanimous

*Motion made by Mr. Green, seconded by Ms. Livers, to return to open session.*

Vote: Unanimous

The following board members concurred with the actions as listed below with the noted exceptions:

Lydia Coffey, Arthur Green, Joy Gray, Ellie Thompson, Linda Livers, Doris Barlow, Wilson Stone, Mark Wasic sko, Dan Branham, and Wally Campbell.

Attorneys present were Brenda Dinkins Allen, Cynthia Clay Grohmann, Courtney Baxter, and Jim Herrick.

### **Initial Case Review**

<b><u>Case Number</u></b>	<b><u>Decision</u></b>
03-12150	Dismissed
04-0209	Admonish
04-0339	Dismiss without prejudice
03-12149	Admonish
04-0320	Admonish ( <i>with a letter of commendation to the intern</i> )
04-0213	Hear
04-0328	Admonish
04-0219	Admonish
04-0218	Admonish
04-0338	Hear
04-0321	Admonish
04-0322	Hear
04-0215	Admonish
04-0107	Admonish
04-0214	Dismissed
04-0333	Dismissed
04-0327	Dismissed
04-0210	Admonish ( <i>Mr. Stone recused</i> )
04-0324	Dismiss without prejudice
04-0325	Dismiss without prejudice
04-0330	Admonish
04-0331	Hear
04-0211	Hear
04-0335	Hear
04-0323	Hear ( <i>Ms .Thompson dissented</i> )
04-0208	Hear
04-0216	Hear
04-0334	Hear
04-0212	Hear
04-0217	Hear
04-0326	Hear
04-0345	Admonish ( <i>Dr. Barlow recused</i> )
01-0437	Dismiss without prejudice

## **Character/Fitness Review**

<b><u>Case Number</u></b>	<b><u>Decision</u></b>
04-059	Approve
93-0209	Approve
04-060	Approve
04-061	Approve
00-0357	Approve
04-062	Approve
04-063	Approve
04-057	Approve
04-064	Approve
04-065	Approve
04-066	Deny
04-015	Approve
04-067	Approve
04-068	Approve
04-069	Deny
04-070	Approve
04-071	Approve

## **Agreed Orders**

<b><u>Case Number</u></b>	<b><u>Decision</u></b>
03-0689 (James Sidebottom)	Accept Agreed Order suspending respondent's teaching certificate from June 10, 2004 through August 1, 2004.  Vote: Unanimous
03-0575 (William Hensley)	Accept Agreed Order admonishing respondent regarding his behavior with a female student as conduct unbecoming a teacher. Respondent shall provide proof of the completion of 12 hours of professional development in the area of sexual harassment as approved by the Board by July 10, 2004. Failure to satisfy this condition will result in this agreement being null and void and the reinstatement of all charges pending against respondent.  Vote: Unanimous
03-07103 (James Koch)	Accept Agreed Order revoking respondent's teaching certificate for a period of five years from the date of acceptance of this agreement by the Board.  Vote: Unanimous
02-07106 (Deborah Stacy)	Accept Agreed Order suspending respondent's teaching certificate for a period of one year from the date of acceptance of this agreement by the Board. Reinstatement of respondent's certificate is expressly conditioned upon respondent's successful

completion of the diversion conditions placed upon her by the McCracken County District Court.

Vote: Unanimous

02-0561 (Jack Massie)

Accept Agreed Order suspending respondent's teaching certificate for a period of 45 days beginning June 16, 2004 and ending July 31, 2004. Respondent must complete 12 hours of professional development in the area concerning proper student/teacher boundaries, as approved by the Board.

Vote: Unanimous

02-09116 (Billy Ledford)

Accept Agreed Order revoking respondent's teaching certificate for a period of 50 years from May 17, 2004.

Vote: Unanimous

01-12163 (William Keeling)

Accept Agreed Order suspending respondent's teaching certificate for a period of six months beginning November 30, 2001 until May 20, 2002.

Vote: Unanimous

03-10126 (Gary Ervin)

Accept Agreed Order suspending respondent's teaching certificate for a period of 45 days beginning July 31, 2003.

Vote: Unanimous

03-07115 (Priscilla Allender)

Accept Agreed Order revoking respondent's teaching certificate for a period of two years beginning May 17, 2004.

Vote: Unanimous

03-07100 (Beuford Horn)

Deferred

Vote: Unanimous

04-0102 (Denise Sandifar)

Accept Agreed Order admonishing respondent for failing to supervise the activities of student members of the basketball team. Respondent shall complete 12 hours of professional development in the areas of sexual harassment, ethics and appropriate teacher/student relationships and/or boundary issues, no later than August 1, 2004. Failure to complete such training by the deadline and without further agreement shall deem this Order null and void, and shall result in this case being returned to the Board for further action.

02-0674 (Norma Autrey)

Accept Agreed Order revoking respondent's teaching certificate for a period of five years beginning August 21, 2003. At the conclusion of the five year period, issuance of any certificate to respondent shall be expressly conditioned upon respondent providing written proof to

the Board, at the time of application, of successful completion the OASIS Drug and Alcohol Treatment Program and compliance with any and all continuing treatment and/or aftercare recommendations.

### **Recommended Order of Default**

Consideration of these matters took place with attorneys Brenda Dinkins Allen, Courtney Baxter and Cynthia Clay Grohmann out of the room.

<b><u>Case Number</u></b>	<b><u>Decision</u></b>
00-0108 (Terri Canter)	Accept the Hearing Officer's Findings of Fact and Conclusions of Law. Revoke respondent's certificate for a period of 10 years.  Vote: Unanimous
02-07101 (Tony Elliott)	Accept the Hearing Officer's Findings of Fact and Conclusions of Law. Modify the recommended order to issue to respondent a written reprimand.  Vote: Unanimous (Dr. Barlow recused)
02-185 (Craig Mottaz)	Accept the Hearing Officer's Findings of Fact and Conclusions of Law, modify the recommended order affirming and upholding the EPSB's original decision to deny the Division of Certification the authority to issue a certificate to Mr. Mottaz for a period of 15 years.

*Motion made by Dr. Branham, seconded by Ms. Livers, to adjourn the meeting.*

Vote: Unanimous.

The meeting adjourned at 3:30 PM.

**Next Meeting:**       **June 14, 2004**  
                              **9:00AM**  
                              **EPSB Board Room**  
                              **Frankfort, Kentucky**